

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
UNITED STATES OF AMERICA,

- against -

SOFIA ATIAS,

Defendant.
-----X

UNITED STATES OF AMERICA,

- against -

JOSEPH ATIAS,

Defendant.
-----X

ORDER

2:14-cr-403-GRB-SIL-1
2:21-cv-5769-GRB

**FILED
CLERK**

1:24 pm, Nov 14, 2022

**U.S. DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
LONG ISLAND OFFICE**

2:14-cr-403-GRB-SIL-2
2:21-cv-5785-GRB

Defendants Sofia Atias and Joseph Atias having filed an appeal from the Order dated September 20, 2022, denying their 28 U.S.C. § 2255 motions to vacate, the Court declines to issue a certificate of appealability because there has been no "substantial showing of the denial of a constitutional right." 28 U.S.C. § 2253(c)(2); see *Matthews v. United States*, 682 F. 3d 180, 185 (2d Cir. 2012). The Court also finds, pursuant to 28 U.S.C. § 1915(a)(3), that any appeal from the denial of this motion would not be taken in good faith, and therefore in forma pauperis status is denied for purpose of an appeal. *Coppedge v. United States*, 369 U.S. 438, 444-45 91962); see *Feliz v. United States*, 2002 WL 1964347, at *7 (S.D.N.Y. 2002).

Dated: Central Islip, New York
November 14, 2022

s/ Gary R. Brown
Gary R. Brown
United States District Judge